

UNITED STATES DEPARTMENT OF TRANSPORTATION
FEDERAL AVIATION ADMINISTRATION
WASHINGTON, DC

In the Matter of:

JANET MYERS

FAA Order No. 94-25

Served: August 23, 1994

Docket No. CP94SW0053

ORDER DISMISSING APPEAL

By motion dated July 26, 1994, Complainant requests that Respondent's appeal be dismissed for failure to perfect. Respondent has not responded to the motion to dismiss. Respondent filed her notice of appeal on May 11, 1994, from the written initial decision of Administrative Law Judge Burton S. Kolko, issued on May 9, 1994. Respondent has failed to perfect that appeal by filing an appeal brief in accordance with 14 C.F.R. § 13.233(c). Respondent's appeal brief was due on or before July 5, 1994. Respondent has not shown good cause for her failure to perfect the appeal. Accordingly, Respondent's appeal is subject to dismissal under 14 C.F.R. § 13.233(d)(2).

THEREFORE, IT IS ORDERED THAT:

Respondent's appeal is dismissed.

DAVID R. HINSON, ADMINISTRATOR
Federal Aviation Administration



FRANK J. SAN MARTIN*
Acting Manager
Adjudications Branch

Issued this 23rd day of August, 1994.

*Issued under authority delegated to the Chief Counsel and the Assistant Chief Counsel for Litigation by Memorandum dated October 27, 1992, under 49 U.S.C. § 322(b) and 14 C.F.R. § 13.202 (see 57 Fed. Reg. 58,280 (1992)) and redelegated by the Assistant Chief Counsel for Litigation to the Manager, Adjudications Branch, by Memorandum dated August 6, 1993.